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FAIR POLITICAL PRACTICES COMMISSION
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Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 04/178
)	
)	
ARTHUR J. JOHNSTON, III,)	STIPULATION, DECISION and
)	ORDER
)	
)	
Respondent.)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondent Arthur J. Johnston, III hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.


The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondent.

Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondent's own expense, to confront and cross-examine all witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

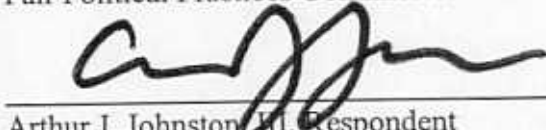
1 It is further stipulated and agreed that Respondent Arthur J. Johnston, III violated the Political
2 Reform Act by making contributions on behalf of another and failing to disclose to the recipients of the
3 contributions the identity of the true source of the contributions and other required information, in
4 violation of section 84302 of the Government Code (six counts) as described in Exhibit 1. Exhibit 1 is
5 attached hereto and incorporated by reference, as though fully set forth herein. Exhibit 1 is a true and
6 accurate summary of the facts in this matter.

7 Respondent agrees to the issuance of the decision and order, which is attached hereto.
8 Respondent also agrees to the Commission imposing upon him an administrative penalty in the amount
9 of Six Thousand Dollars (\$6,000.00). A cashier's check from Respondent in said amount, made payable
10 to the "General Fund of the State of California," is submitted with this stipulation as full payment of the
11 administrative penalty, to be held by the State of California until the Commission issues its decision and
12 order regarding this matter. The parties agree that in the event the Commission refuses to accept this
13 stipulation, it shall become null and void, and within fifteen (15) business days after the Commission
14 meeting at which the stipulation is rejected, all payments tendered by Respondent in connection with
15 this stipulation shall be reimbursed to Respondent. Respondent further stipulates and agrees that in the
16 event the Commission rejects the stipulation, and a full evidentiary hearing before the Commission
17 becomes necessary, neither any member of the Commission, nor the Executive Director, shall be
18 disqualified because of prior consideration of this stipulation.

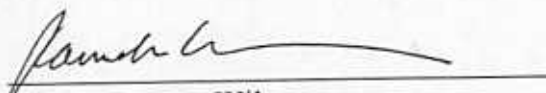
19 Dated: 6/22/04


Mark Krausse
Executive Director
Fair Political Practices Commission

22 Dated: 6-22-04


Arthur J. Johnston, III, Respondent

25 Dated: 6-28-04


Pamela Lawton Wilson
Sullivan Wertz McDade & Wallace
Attorneys for Respondent

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of Arthur J. Johnston, III, FPPC No.
3 04/178,” including all attached exhibits, is hereby accepted as the final decision and order of the Fair
4 Political Practices Commission, effective upon execution below by the Chairman.

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6 IT IS SO ORDERED.

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8 Dated: _____

9 Liane M. Randolph, Chairman
10 Fair Political Practices Commission
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